

TRENT ELLIOT GIBSON                   \$  
VS.                                 \$          CIVIL ACTION NO. 1:00cv707  
DIRECTOR, TDCJ-CID                 \$

Petitioner Trent Elliot Gibson, an inmate confined at the Texas Department of Criminal Justice, filed this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

Petitioner brings this petition challenging the validity of his state court conviction. The court previously entered an order denying petitioner's motion for full evidentiary hearing without prejudice to reconsideration upon reassertion following a response by the respondent.

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After due consideration, the court is of the opinion that an evidentiary hearing is neither authorized by statute nor necessary. Additionally, the claims for which petitioner seeks the hearing relating to his guilty plea and placement on deferred adjudication are barred by the applicable one-year limitations period. See 28 U.S.C. §§ 2254(e)(2), 2244. Accordingly, it is

**ORDERED** that petitioner's motion for reconsideration of an evidentiary hearing is **DENIED**.

**SIGNED** this the **2** day of **March, 2010**.

A handwritten signature in black ink, appearing to read "Thad Heartfield", is written over a horizontal line.

Thad Heartfield  
United States District Judge